

1885-612

Lee Co.

Chancery Causes: D. D. Fletcher vs. Martha M. Fletcher

Robins, Young, Hall, Bartley, Gobble

CA-Divorce

T-Vices



To the Hon John A. Kelly  
Judge Circuit Court of  
Lee County Va.

Humblly complaining show-  
eth, unto your Honor, your or-  
ator J. S. Fletcher of the County  
of Lee & State of Virginia; that on  
the 25<sup>th</sup> day of January 1883, your  
orator and his present wife,  
Martha M. Fletcher (then Martha M.  
Robins) were united in matrimony.  
Your orator ~~averts~~ that, and his  
said wife lived ~~lived~~ together, for  
some, as man & wife, during all  
of which time, your orator endeav-  
ored to and did bestow upon his  
said wife all of that care, protec-  
tion, and comfort which is due  
from a husband to his wife  
Your orator further avers that  
his said wife, disregarding  
her marriage vows, and the  
kind treatment of her said hus-  
band, did without cause, abuse  
and cruelly treat ~~him~~ your orator  
to an intolerable degree.

Your orator further avers  
that, his said wife, disregarding



her marriage vow, did on the day of April 1883, wilfully and without cause, desert and forsake your orator and his home, and has remained away ever since, in the mean time associating with diverse dissipated men and prostitute women.

Your orator further avers, that his said wife, disregarding her marriage vow ~~has~~, since her marriage with your orator, has, at diverse times & places, and with diverse persons, committed the crime of adultery, at which your orator did not in the least connive.

There were no children born, the issue of said marriage.

Your orator is unwilling to continue longer in the marriage state with his said wife and is advised that a Court of Equity will upon proper testimony, which your orator will produce, relieve him of such an unholy alliance. The premises considered, the



Prayer of your orator is, that  
the said Martha M Fletcher,  
be made a party, defendant to  
this bill and required to an-  
swer the same fully and truth-  
fully; and that the bond of mat-  
rimony, heretofore existing between  
your orator and his said wife  
be perpetually dissolved by your  
honor's decree. And if your  
orator has, in any way, mistaken  
his remedy, he prays for all such  
other, further, and different relief  
as the case may require and  
to equity may seem meet.  
May I be in duty issue. And  
your orator will ever pray &c.

J. D. Fletcher.

By A. C. Maness  
Att'y.



le 7. 46  
at 15. 00  
8. 50  
Depo. 3. 05-

\$26.21

D. D. Fletcher

vs Bill

Martha M. Fletcher

1883 Filed September 18<sup>th</sup>

- " Oct Spa not ex d. & libias and
- " Nov. Alias Spa not ex d. & contra
- " Dec. Cont'd

1884. Jan'y Spas ex d. & d. N.

- " Febr'y d. N. Conf'd
- " March Cause set for hearing
- " Mr. order Cont'd
- " Aug. Decree set out

1885. Mr. Decree final



D. J. Fletcher  
vs  
Martha A. Fletcher } In lly.

This cause came on this day,  
to be heard upon the bill depositions  
of witnesses & exhibits filed and was  
argued by counsel.

Whereupon after mature consid-  
eration, by the court it is adjudged  
ordered & decreed that the plaint-  
iff's bill be dismissed without  
prejudice to the legal or equitable  
rights of the plaintiff. And the  
cause is stricken from the docket.

D. D. Fletcher  
vs { Decree striking  
from docket  
Martha M. Fletcher  
March Term 1885.

Entered March 25/85  
J. A. Hyatt C.

Ente  
In A. K.  
Mar. 25/  
85



J. G. Fletcher

vs

In Reply

Martha M. Fletcher

This cause came on this day upon  
the bill & exhibits filed. And was ar-  
gued by counsel. And it appear-  
ing that the deposition of Emory  
A. Gobble has been misplaced, leave  
is granted the Plaintiff to retake  
the same and the cause is continued



J. S. Fletcher

123 1/2 Ave

W. H. Fletcher

Entered pages

396.

J. A. G. Hyatt

Enter

J. A. G.

Oct 28/84



D. D. Fletcher } In Chy  
M M<sup>rs</sup> Fletcher }

The depositions of witnesses taken  
at the residence of G. C. Duff in  
the County of Lee & State of Va pursu-  
ant to annexed notice to be read  
as evidence on behalf of the Plaintiff  
in the above Cause now pending in  
the Circuit Court of said County of Lee.

Frederick T. Young a witness of  
lawful age after being duly sworn  
deposeth and saith as follows:

In by Plff Please state if you ever know of  
any acts of adultery being committed  
by Martha M. Fletcher wife of D. D. Fletcher  
or since her marriage with said Fletcher.  
Answer. I never did.

" " " Does William More ever visit her  
since her said marriage?

Ans Not that I know of,  
And further this deponent saith not.  
F. T. Young;

James W. Hall a witness of lawful  
age after being duly sworn deposeth  
and saith as follows:

In by Plff Have you ever known of any acts  
of adultery being committed by Martha  
M. Fletcher since her marriage with her  
present husband D. D. Fletcher?  
Ans I never did



In by Plff

Please state what you have heard defendant say about her separation from her husband, and what she said about ever living with him any more.

She said she never intended to live with him again and further this deponent saith not  
Jas. W. Wall

Riley E. Bartley a witness of lawful age after being duly sworn deposes & saith as follows: viz:

In by Plff

Please state if you ever knew of any acts of adultery having been committed by Martha M. Fletcher since her marriage with her present husband J. D. Fletcher.

Answer No sir, I do not.

Duly Plff

Please state what you have heard defendant M. M. Fletcher say about her separation from her present husband J. D. Fletcher?

Answer I have heard her say she never intended to live with him again, and further this deponent saith not.

Riley E. Bartley  
his mark



Virginia, Lee county, to wit:

I G. B. Duff a justice of the peace  
in & for said county do certify that  
the foregoing depositions of H. T. Young  
Riley & Bartley & Jas W Hall were duly  
taken before me in my county, at my  
residence on the 26th day of July 1884  
pursuant to notice duly executed.  
The witnesses being sworn.

G. B. Duff J. P.

Costs

Const, .80

Witnesses 1.50

Justice 75-

\$3.05-

G. B. Duff J. P.



D. D. Fletcher  
vs Depo.

Martha M. Fletcher

Rec'd by mail  
from the Justice  
before whom taken  
and filed Aug-

7<sup>th</sup> 1884. J. A. Hyatt  
Clk



D. D. Fletcher. Comps, }  
vs. } In Chy  
Martha M Fletcher. Deft

The depositions of witness  
taken on behalf of the Plaintiff  
in the above cause, on this  
20th day of October 1888, at the  
residence of James M More,  
County of Lee & State of Virginia,  
pursuant to adjournment and  
agreement of parties.

Present A C Morris Atty  
for Plaintiff and Martha  
M Fletcher defendant.

Emory A Gable a witness  
of lawful age after being duly  
sworn says:

Q Did D. D. Fletcher & wife live  
near your house since they  
were married. If so how  
far did they live from you?

A They did about a half a mile

Q Please state what you know  
about the separation of said  
Fletcher and his present wife.

A I was down there at their house several  
times about the month of April and she  
did not seem to be content to live with

D. D. Fletcher

vs Deft

Martha M. Fletcher



him on one or two occasions she left him

Q. Did she have any cause for leaving him?

A. I don't know of any

Q. Did you frequently visit their house when they lived near you?

A. Yes sir I was there very often

Q. Did you ever know said Fletcher to ill treat his said wife, or use, or treat her, in any way unbecoming a husband?

A. I never did

Cross examined

Q. Did you ever know of me mistreating Mr Fletcher in any way?

A. I saw none except ~~that~~<sup>you</sup> deserting him

Q. Did you hear him, the said Fletcher say whether it was agreeable with him for me to leave and did he have any words about my going?

A. I didn't really think he was but nothing seemed to satisfy ~~him~~<sup>you</sup> but that ~~he~~<sup>you</sup> must go

Q. Do you know how long it was from the time I left until I came back and do you know whether he brought



me back or did I come of my own will;

Ans

you was gone but a few days and I suppose you come of your own accord

In

did not Mr. Fletcher go with me or prepair me a horse to ride when I went

Ans

on that occasion ~~she~~<sup>you</sup> had sent for ~~her~~ your Father or at least ~~she~~<sup>you</sup> told me ~~she~~<sup>you</sup> had and ~~she~~<sup>you</sup> seemed to be very anxious to go her Father didnt come and Dock went with her

In

on the morning that I left wasent you there and before I left didnt Dock tear down his things and move them in to the smokehouse; and did you not help him move them back

Ans

No.

In

wasent you there three days before that and they was torn down and you helped fix them up

Ans

some time before that I dont remember the day I was there and they was torn down and I helped fix them up

In

was they his things or mine

Ans

They was his I suppose that was my understanding

In

did you not hear me tell Dock in your presence that he had mistreated me



and he didnt deny it  
Ans about the denial I dont recollect whether  
he did or did not Dock didnt say  
much about it

Q Reexamined  
Has said Fletcher's said  
wife remained away from  
him ever since she left the  
last time?

Ans I suppose she has

Q Did you ever hear said  
Fletcher's wife say she was not  
willing to live with her said  
husband?

Ans yes sir she didnt seem to be willing  
to live with him

Q Did said Fletcher seem will-  
ing to live with his said wife?

Ans yes sir he seemed like he did

Q Cross-examined  
do you know the cause of me not  
wanting to live with him and if so  
state the cause?

Ans I dont know any thing about the cause  
only what <sup>you</sup> ~~she~~ said

and further this deponent saith not  
E. V. Gohbb



Mrs Martha W. Fletcher

Take notice that on the 26<sup>th</sup> day of July 1884, at the residence of J. A. Duff a Justice of the Peace in & for Lee Co Va, I shall proceed to take the depositions of Wilson Hall & others to be read as evidence on my behalf in a certain suit now pending in the Circuit Court of Lee County Va in which I am Plaintiff and you are defendant and if from any cause the taking of said depositions be not commenced or if commenced & not completed I shall adjourn & continue from time to time & from place to place untill the same be ~~completed~~ completed. You may attend if you wish.  
July 22. 1884. D. D. Fletcher.



# THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

*as at an other time we have done*

We Command You to Summon

*Martha M. Fletcher*

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

*November*

next being rule day to answer a bill in Chancery exhibited in our said Court against

*her*

by

*E. E. Fletcher*

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This

*3rd*

day of

*October*

1883

, in the 10<sup>th</sup>

year of the Commonwealth.

*J. A. G. Hyatt*

Clerk



A. C. M.

D. D. Fletcher  
vs <sup>3</sup>/<sub>3</sub> Elias  
Spain Chcy

Martha M. Fletcher

To November Rules 1883.

Not Executed the  
party being a now  
resident of this  
State, as I am infor-  
med & believe.

R. D. Haman  
S. L. C.



# THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

We Command You to Summon

*Martha M. Fletcher*  
*as at an other time we have done*

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

*November* next being rule day to answer a bill in chancery exhibited in our said Court against *her*

by

*J. D. Fletcher*

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This

*3<sup>rd</sup>*

day of

*October*

188

*3*

, in the 10

*8*

year of the Commonwealth.

*A Copy Teste J. A. G. Hyatt clerk J. A. G. Hyatt Clerk*



Love

Martha W. Fletcher



# THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of <sup>Scott</sup> Lee County Greeting :

We Command You to Summon

*Martha M. Fletcher*

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in *January*  
next being rule day to answer a bill in chancery exhibited in our said Court against *her*

by

*J. D. Fletcher*

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This *30<sup>th</sup>* day of *November* 1883, in the 108 year of the Commonwealth.

*J. A. G. Hyatt* Clerk



Hand Names

O. D. Fletcher  
vs 3/4 Spa in Chay

Martha M. Fletcher  
To January Rules 1883

Executed by delivering  
& copy of the within Spa  
to Martha M. Fletcher  
on the 27<sup>th</sup> day of  
Dec 1883

R. H. Cowden D<sup>o</sup>  
for Wm C. R. Strong 65c.



# THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

We Command You to Symmon

*Martha M. Fletcher*

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

*October* next being rule day to answer a bill in Chancery exhibited in our said Court against

*her*

by

*D. D. Fletcher*

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This *14<sup>th</sup>* day of *September* 188*3*, in the 10*8* year of the Commonwealth.

*A Copy Leste -*

*J. A. G. Hyatt cler*

*J. A. G. Hyatt* Clerk.



From  
Martha M Fletcher



# THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

We Command You to Summon

*Martha M. Fletcher*

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

*October* next being rule day to answer a bill in chancery exhibited in our said Court against

*her* by *D. D. Fletcher*

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This *14<sup>th</sup>* day of *September* 188*3*, in the 10 *8* year of the Commonwealth.

*J. A. G. Hyatt* Clerk.



(A.C. 24)

J. D. Fletcher

vs Spain Chy

Martha M. Fletcher

Lo October Rules 1883

Not executed the  
defendant reported  
to have gone to  
Scott County  
Sept 29 1883

R D January S.C.



Standing No. *H 18*

—IN—

LEE CIRCUIT COURT.

Pl'ffs ATTY. <i>Maness</i>	<i>Fletcher &amp; Co.</i>	Def'ts ATTY.
Pl'ffs costs. \$	<i>vs.</i> { <i>Bill in</i> <i>Chancery.</i> <i>Martha M Fletcher</i>	Def'ts costs. \$
Total \$		\$

Reference Docket . . . Page *33* Line *22*

1st calling . . . Term *188*

Decided *March* . . . Term *1883*

RECEIVED  
CLERK OF THE COURT  
JAN 10 1883



WILLER &  
TREASURY  
BALTIMORE

408